

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

FARRAH SHOUKRY, individually and on behalf of all  
other similarly situated,

Plaintiff,

-against-

FISHER-PRICE INC., a Delaware Corporation and  
MATTEL, INC., a Delaware Corporation, each separately  
and on behalf of all other entities similarly situated,

Defendants.

**ECF CASE**

**Civil Action No. 07 CV 7182 (DLC)  
(DCF)**

**NOTICE OF MOTION FOR  
PRO HAC VICE ADMISSION**

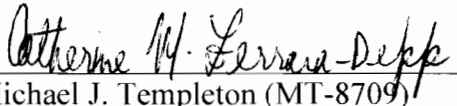
PLEASE TAKE NOTICE that, upon the accompanying Affidavit of Catherine M. Ferrara-Depp and the exhibits annexed thereto, Defendants Fisher-Price, Inc. and Mattel, Inc. will move this Court before the Honorable Denise L. Cote, United States District Judge, Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, New York, 10007-1312, at a date and time to be determined by the Court, for an Order, in the form annexed hereto, granting the *pro hac vice* admission of Hugh R. Whiting to act as counsel for Fisher-Price, Inc. and Mattel, Inc. in this matter pursuant to Rule 1.3(c) of the Local Rules of the United States District Court for the Southern and Eastern Districts of New York and the Standing Order of this Court, dated October 25, 2006.

The full contact information for Hugh R. Whiting is:

Hugh R. Whiting, Esq.  
Jones Day  
717 Texas, Suite 3300  
Houston, TX 77002  
Phone: (832) 239-3939  
Fax: (832) 239-3600  
[hrwhiting@jonesday.com](mailto:hrwhiting@jonesday.com)

The requisite fee of \$25.00 is submitted herewith.

Dated: New York, New York  
October 9, 2007

  
Michael J. Templeton (MT-8709)  
Catherine M. Ferrara-Depp (CF-2329)  
JONES DAY  
222 East 41<sup>st</sup> Street  
New York, New York 10017  
212-326-3939  
Attorneys for Defendants  
Fisher-Price, Inc. and Mattel, Inc.

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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other similarly situated,

Plaintiff,

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Defendants.

**ECF CASE**

**Civil Action No. 07 CV 7182 (DLC)  
(DCF)**

**AFFIDAVIT OF CATHERINE M.  
FERRARA-DEPP IN SUPPORT  
OF MOTION FOR *PRO HAC*  
*VICE* ADMISSION OF  
HUGH R. WHITING**

STATE OF NEW YORK )

)ss:

COUNTY OF NEW YORK )

Catherine M. Ferrara-Depp, being duly sworn, deposes and says:

1. I am a member of the bar of the State of New York and of this Court in good standing and associated with the law firm of Jones Day, attorneys for Defendants Fisher-Price, Inc. and Mattel, Inc. (collectively, "Defendants"). I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendants' application for an order granting Hugh R. Whiting *pro hac vice* admission to act as counsel for Defendants in this matter, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York and the Standing Order of this Court, dated October 25, 2006.

2. Hugh R. Whiting is a partner at the law firm of Jones Day and resident in the Houston, Texas Office of Jones Day. He was admitted to practice before the Courts of the State of Texas on October 26, 1981, and before the Courts of the State of Ohio on November 9, 1974.

He is currently a member in good standing. He has never been disciplined and there are no pending disciplinary proceedings against him. Hugh R. Whiting is an individual of high moral character. A Certificate of Good Standing issued by the Supreme Court of Texas, dated September 28, 2007, is annexed hereto as Exhibit A, and a Certificate of Good Standing issued by the Supreme Court of Ohio, dated September 26, 2007, is annexed hereto as Exhibit B.

3. Pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I respectfully request that Hugh R. Whiting be permitted to appear *pro hac vice* to act as counsel for the Defendants Fisher-Price, Inc. and Mattel, Inc. in this matter.

4. The full contact information for Hugh R. Whiting is:

Hugh R. Whiting, Esq.  
Jones Day  
717 Texas, Suite 3300  
Houston, TX 77002  
Phone: (832) 239-3939  
Fax: (832) 239-3600  
[hrwhiting@jonesday.com](mailto:hrwhiting@jonesday.com)

5. The requisite fee of \$25.00 for this motion is submitted herewith.

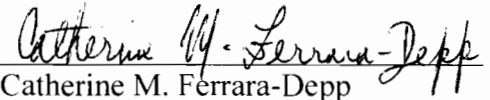
6. Because no novel issue of law is involved in this motion, I further request that this Court waive the requirement of a supporting memorandum of law pursuant to Rule 1.7 of the Rules of the United States District Courts for the Southern and Eastern Districts of New York.

7. Annexed hereto as Exhibit C is a proposed order granting this motion.

8. There has been no prior application in this matter for the relief requested herein.

9. I declare under penalty of perjury that the foregoing is true and correct.

WHEREFORE, it is respectfully requested that this Court grant Hugh R. Whiting *pro hac*  
*vice* admission to act as counsel to Defendants in this matter.

  
Catherine M. Ferrara-Depp

Sworn to before me this  
9<sup>th</sup> day of October, 2007

  
NOTARY PUBLIC

DEBORAH L. ABOUD  
NOTARY PUBLIC, State of New York  
No. 01AB4995633  
Qualified in Kings County  
Commission Expires April 27, 2010

# The Supreme Court of Texas

AUSTIN

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CLERK'S OFFICE

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I, **BLAKE HAWTHORNE**, Clerk of the Supreme Court of Texas, certify that the records of this office show that

**HUGH R. WHITING**

was duly admitted and licensed as an attorney and counselor at law by the Supreme Court of Texas on the 26th day of October, 1981.

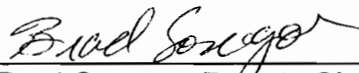
I further certify that the records of this office show that, as of this date

**HUGH R. WHITING**

is presently enrolled with the State Bar of Texas as an active member in good standing.

**IN TESTIMONY WHEREOF** witness my hand  
and the seal of the Supreme Court of  
Texas at the City of Austin, this 28th day  
of September, 2007.

BLAKE HAWTHORNE, Clerk

by   
Brad Sonogo, Deputy Clerk

No. 4187F

# The Supreme Court of Ohio

## C E R T I F I C A T E

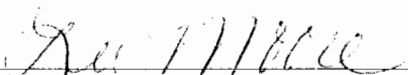
I, SUSAN B. CHRISTOFF, Director of the Attorney Services Division of the Supreme Court of Ohio, do hereby certify that I am the custodian of the records of the Office of Attorney Services of the Supreme Court and that the Attorney Services Division is responsible for reviewing Court records to determine the status of Ohio attorneys. I further certify that, having fulfilled all of the requirements for admission to the practice of law in Ohio,

Hugh Richard Whiting

was admitted to the practice of law in Ohio on November 09, 1974; has registered as an active attorney pursuant to the Supreme Court Rules for the Government of the Bar of Ohio; is in good standing with the Supreme Court of Ohio; and is entitled to practice law in this state.

IN TESTIMONY WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court, this 26th day of September, 2007.

SUSAN B. CHRISTOFF  
*Director, Attorney Services Division*

  
Attorney Registration Assistant

**CERTIFICATE OF SERVICE**

I, Catherine M. Ferrara-Depp, hereby certify that on October 9, 2007, a true and correct copy of the foregoing NOTICE OF MOTION FOR *PRO HAC VICE* ADMISSION and all exhibits annexed thereto was served by United States mail with sufficient postage to ensure delivery on the following:

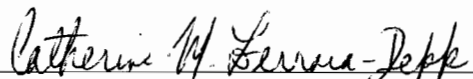
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